

7. Revise Policy on Income to Available School Fund	71.6
8. Increase Fees to Secretary of State	2.6

Total General Revenue Available to
Finance Recommended Increases \$ 320.00

At the conclusion of the address by Governor Smith, the Speaker of the House presented the Members of the Governor's Party including Mrs. Ima Smith, the wife of Governor Preston Smith, Mr. and Mrs. Conrad Schmid, the daughter of Governor Smith and Mr. Mickey Smith and wife Shirley, the son of Governor Smith.

Adjournment

The President announced that the purpose of the Joint Session having been concluded, declared the Senate at 11:53 o'clock a.m. adjourned until 11:00 o'clock a.m. on Monday, February 24, 1969, in accordance with a motion previously adopted in the Senate.

Welcome and Congratulatory Resolutions

S. R. No. 181—By Senator Blanchard: Extending congratulations and appreciation to E. Y. Lee Chapter, Order of De Molay.

S. R. No. 182—By Senator Patman: Extending welcome and privileges of the floor for the day to Ray Greene, President, Texas Future Teachers Association.

APPENDIX

SENT TO GOVERNOR

February 20, 1969

S. B. No. 67

S. C. R. No. 16

TWENTY-THIRD DAY

(Monday, February 24, 1969)

The Senate met at 11:00 o'clock a.m., pursuant to adjournment, and was called to order by the President Pro Tempore.

The roll was called and the following Senators were present:

Aikin	Hightower
Bates	Jordan
Bernal	Kennard
Berry	Mauzy
Bridges	McKool
Brooks	Moore
Cole	Patman
Connally	Ratliff
Creighton	Schwartz
Hall	Snelson
Harrington	Strong
Harris	Watson
Hazlewood	Word
Herring	

Absent—Excused

Blanchard	Grover
Christie	Wilson

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of Thursday, February 20, 1969 was dispensed with and the Journal was approved.

Leaves of Absence

Senator Grover was granted leave of absence for today on account of important business on motion of Senator Hightower.

Senator Wilson was granted leave of absence for today on account of important business on motion of Senator Herring.

Senator Blanchard was granted leave of absence for today on account of important business on motion of Senator Strong.

Senator Christie was granted leave of absence for today on account of important business on motion of Senator Strong.

Message From the House

Hall of the House of Representatives
Austin, Texas,
February 24, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. C. R. No. 17, Providing for the placing of a suitable portrait of Governor John B. Connally in the Rotunda of the Capitol.

H. B. No. 20, A bill to be entitled An Act relating to the establishment of the Earth-Springle Hospital District; adding a new Section 16A to Chapter 134, Acts of the 60th Legislature, Regular Session, 1967 (Article 4494q, Vernon's Texas Civil Statutes); and declaring an emergency.

H. B. No. 260, A bill to be entitled An Act relating to the establishment, operation, and financing of a state library system consisting of a network of interrelated cooperating library systems designed to provide adequate library facilities and services to the public; and declaring an emergency.

H. C. R. No. 37, Congratulating Margaret M. Allen.

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Bill and Resolutions Signed

The President Pro Tempore signed in the presence of the Senate after the caption had been read, the following enrolled bill and resolutions:

H. C. R. No. 6, Commending The Honorable Lyndon B. Johnson and inviting him to address a Joint Session of The Texas Legislature at his convenience.

H. C. R. No. 21, Expressing appreciation to Miss Ima Hogg for her dedication to Texas heritage.

H. C. R. No. 22, In memory of Mrs. Elizabeth Jones.

H. C. R. No. 23, Commending the Hardin-Simmons University Cowboy Band.

H. C. No. 27, In memory of Mrs. Ruth Lester.

H. C. R. No. 29, Extending congratulations to Mrs. Lydia Enriqueta Rodriguez.

H. C. R. No. 30, Inviting Members of the Supreme Court of Texas, Court of Criminal Appeals and Attorney

General of Texas to attend all Joint Sessions of the Texas Legislature.

H. C. R. No. 32, Extending invitation to the Honorable Preston Smith to address a Joint Session of the Texas Legislature.

S. B. No. 20, A bill to be entitled "An Act providing that the State of Texas, any department, board, agency or instrumentality of the State of Texas, any municipal corporation, any political subdivision, any district and any body politic and corporate of the State of Texas which is now or may hereafter be authorized by law to issue and sell bonds, notes, or other obligations payable from taxes, or revenues, or both, may issue and sell such bonds, notes, or other obligations at any price or prices and bearing interest at any rate or rates, provided that the net effective interest rate, as herein defined, shall not exceed six and one-half per cent per annum; making certain qualifications and exceptions; enacting other provisions related to the subject; and declaring an emergency."

Senate Bills on First Reading

The following bills were introduced, read first time and referred to the Committee indicated:

By Senator Grover:

S. B. No. 275, A bill to be entitled "An Act authorizing the Legislature of the State of Texas to make appropriations to cities to supplement salaries of policemen and firemen; providing a basis for determining the amount to be received by a given city; providing for apportionment of the funds by the Comptroller of Public Accounts; providing that the funds be kept in special accounts; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Wilson:

S. B. No. 276, A bill to be entitled "An Act relating to the recording of certain instruments and affidavits for the purpose of establishing or perfecting a lien on real property; providing a penalty; and declaring an emergency."

To the Committee on Jurisprudence.

By Senator Blanchard:

S. B. No. 277, A bill to be entitled "An Act creating a medical school to be known as the Texas Technological

College School of Medicine at Lubbock; placing the management and control of the medical school in the Board of Directors of Texas Technological College; and declaring an emergency."

To the Committee on State Affairs.

By Senators Harrington and Schwartz:

S. B. No. 278, A bill to be entitled "An Act amending House Bill No. 5, Sixtieth Legislature First Called Session, 1968, to provide for matching funds in surveys of the buried mud-shell reserves in the inland coastal water ways of the State; and declaring an emergency."

To the Committee on Parks and Wildlife.

By Senators Harrington, Christie, and Cole:

S. B. No. 279, A bill to be entitled "An Act authorizing a faculty member participating in an Optional Retirement Program and the Governing Board of the institution of higher education with which he is employed to enter into a salary reduction agreement instead of having the participating member's salary deducted; amending Section 8, Chapter 729, Acts of the 60th Legislature, Regular Session, 1967 (Article 2822-1i, Vernon's Texas Civil Statutes); providing for severability; and declaring an emergency."

To the Committee on Education.

By Senators Harrington, Christie and Cole:

S. B. No. 280, A bill to be entitled "An Act relating to providing faculty development leaves to faculty members of public junior colleges; amending Subsection (a), Section 2, Chapter 380, Acts of the 60th Legislature, Regular Session, 1967 (Article 2647c-2, Vernon's Texas Civil Statutes); providing for severability; and declaring an emergency."

To the Committee on Education.

By Senator Hightower:

S. B. No. 281, A bill to be entitled "An Act relating to the definition of dependent and neglected children; amending Article 2330, Revised Civil Statutes of Texas, 1925; and Section 9a, Chapter 281, Acts of the 55th Legislature, Regular Session, 1957 (Article 5143d, Vernon's Texas Civil

Statutes); and declaring an emergency."

To the Committee on Youth Affairs.

By Senator Hightower:

S. B. No. 282, A bill to be entitled "An Act adding certain requirements concerning the form of accident and sickness insurance policies; requiring specific disclosure of certain information to prospective policyholders and establishing certain requirements concerning physical examinations; adding Subsection (C) to Section 2, Chapter 397, Acts of the 54th Legislature, 1955, as amended (Article 3.70-2, Vernon's Texas Insurance Code), and adding a Section 7A; and declaring an emergency."

To the Committee on Insurance.

By Senator Watson:

S. B. No. 283, A bill to be entitled "An Act relating to the exemption from prelegal educational qualifications prerequisite to the study of law in certain instances; amending Chapter 3, page 68, Acts of the 46th Legislature, Regular Session, 1939, as amended (Article 306a, Vernon's Texas Civil Statutes), by adding a new Section 2a; and declaring an emergency."

To the Committee on Jurisprudence.

By Senator Word:

S. B. No. 284, A bill to be entitled "An Act adding certain diseases among livestock that must be reported to the Livestock Sanitary Commission of Texas; amending Section 1, Chapter 225, Acts of the 56th Legislature, Regular Session, 1959 (Article 1525b-2, Vernon's Texas Penal Code); and declaring an emergency."

To the Committee on Agriculture and Livestock.

By Senators Brooks, Schwartz and Kennard:

S. B. No. 285, A bill to be entitled "An Act amending Section 6, Chapter 729, Acts of the 60th Legislature, Regular Session, 1967 (Article 2922-1i, Vernon's Texas Civil Statutes), relating to withdrawal of accumulated contributions from the Teachers Retirement System on electing to participate in the Optional Retirement Program; and declaring an emergency."

To the Committee on State Departments and Institutions.

Senate Resolution 188

Senator Herring offered the following resolution:

Whereas, Friday, February 21, 1969, marked the birthday of the distinguished Senator Barbara Jordan of Harris County; and

Whereas, The Pages of the Senate of Texas, because of their affection, respect and admiration for Senator Jordan, wish to express their best wishes for a happy birthday; and

Whereas, The Senate was not in session on Senator Jordan's birthday; now, therefore, be it

Resolved, That the Pages of the Senate of the 61st Legislature do this day wish to present to Senator Barbara Jordan a token of their esteem.

The resolution was read and was adopted.

Les Quisenberry and Chip Kerr as representatives of the Pages of the Senate, presented Senator Jordan with a gift of appreciation.

House Bills on First Reading

The following bills received from the House, were read the first time and referred to the Committees indicated:

H. B. No. 20, To Committee on County, District and Urban Affairs.

H. B. No. 260, To Committee on State Affairs.

Senate Concurrent Resolution 21

Senator Harris offered the following resolution:

S. C. R. No. 21, Granting Billy Warren (B. W.) Cody permission to sue the State of Texas.

Whereas, Billy Warren (B. W.) Cody alleges that he is a resident of Celina, Collin County, Texas; and

Whereas, Billy Warren (B. W.) Cody alleges that on the 31st day of October, 1967, while operating his 1966 Ford pick-up truck vehicle in a northerly direction along Walton Walker Boulevard, at its intersection with the Dallas-Fort Worth Turnpike in Dallas County, Texas, the said Billy Warren (B. W.) Cody, was injured when his vehicle struck a large pile of asphalt which had been improperly placed by employees of the State of Texas in the roadway of Wal-

ton Walker Boulevard, causing the total loss of his vehicle; and

Whereas, Billy Warren (B. W.) Cody alleges that he suffered the following injuries, to-wit: scalp wound, broken teeth, broken jaw, a broken left arm, a broken right leg and breaks in both feet; and

Whereas, Billy Warren (B. W.) Cody alleges that it has been necessary that he receive benefit of plastic surgery, and has suffered frequent blackouts of unknown origin; and

Whereas, Billy Warren (B. W.) Cody, desires to institute suit against the State of Texas for damages suffered by him as a result of said injuries inflicted upon him; now, therefore, be it

Resolved by the Senate of Texas, the House of Representatives concurring, That

(1) Billy Warren (B. W.) Cody is granted permission to sue the State of Texas in any Court of competent jurisdiction for any relief to which he may be entitled under law arising from the alleged wrongful acts alleged in this Resolution; and

(2) in the event suit is filed, service of citation and other required process shall be made upon the Attorney General of the State of Texas; and

(3) the suit shall be conducted as in other civil cases; and, be it further

Resolved, That the sole purpose of this Resolution is to grant to the aforesaid Billy Warren (B. W.) Cody, permission to bring suit against the State of Texas, and no admission of liability of the State or of any fact is made in any way by the passage of this Resolution.

The resolution was read and was referred to the Committee on Jurisprudence.

Message From the Governor

The following message received from the Governor was read and was referred to the Committee on Nominations:

Austin Texas,

February 24, 1969.

To the Senate of the Sixty-first Legislature:

I ask the advice, consent, and confirmation of the Senate with respect to the following appointment:

To be Rio Grande Compact Commissioner, for a two-year term to expire

June 9, 1969: Jess B. Gilmer of El Paso, El Paso County, to replace Louis A. Scott of El Paso, El Paso County.

Respectfully submitted,

PRESTON SMITH,
Governor of Texas.

**Communication From Texas
Education Agency**

The following communication received from the Texas Education Agency was read and was referred to the Committee on Nominations:

January 21, 1969

Honorable Ben Barnes,
Lieutenant Governor,
Senate Chamber,
Capitol Station,
Austin, Texas 78711.

Dear Governor Barnes:

At its meeting on January 6, 1969, the Texas State Board of Education appointed Dr. J. W. Edgar as the State Commissioner of Education for a four-year term beginning June 1, 1969 and ending May 31, 1973, subject to confirmation by the Senate.

We shall appreciate your submission of this appointment to the Senate.

Very truly yours,

BEN R. HOWELL, Chairman,
State Board of Education.

Senate Bill 93 on Second Reading

Senator Hazlewood moved that Senate Rules 110, 13, and 36 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 93 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—26

Aikin	Hightower
Bates	Jordan
Bernal	Kennard
Berry	Mauzy
Bridges	McKool
Brooks	Moore
Cole	Patman
Connally	Ratliff
Creighton	Schwartz
Hall	Snelson
Harrington	Strong
Harris	Watson
Hazlewood	Word

Nays—1

Herring

Absent—Excused

Blanchard	Grover
Christie	Wilson

The President Pro Tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 93, A bill to be entitled "An Act transferring control and management of West Texas State University from the Board of Regents, State Senior Colleges, to a new body to be called Board of Regents, West Texas State University, subject to the approval of the Coordinating Board, Texas College and University System, etc., and declaring an emergency."

The bill was read second time and was passed to engrossment.

Record of Vote

Senator Herring asked to be recorded as voting "Nay" on the passage of the bill to engrossment.

Senate Bill 93 on Third Reading

Senator Hazlewood moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 93 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Hightower
Bates	Jordan
Bernal	Kennard
Berry	Mauzy
Bridges	McKool
Brooks	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Hall	Strong
Harrington	Watson
Hazlewood	Word

Nays—3

Harris	Moore
Herring	

Absent—Excused

Blanchard	Grover
Christie	Wilson

The President Pro Tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—23

Aikin	Hightower
Bates	Jordan
Bernal	Kennard
Berry	Mauzy
Bridges	McKool
Brooks	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Hall	Watson
Harrington	Word
Hazlewood	

Nays—5

Grover	Moore
Harris	Strong
Herring	

Absent—Excused

Blanchard	Wilson
Christie	

House Concurrent Resolution 37
on Second Reading

The President Pro Tempore laid before the Senate the following resolution:

H. C. R. No. 37, Extending congratulations to Mrs. Margaret M. Allen on the occasion of her birthday.

The resolution was read.

On motion of Senator Moore and by unanimous consent the resolution was considered immediately and was adopted.

Committee Substitute
Senate Bill 36 on Second Reading

Senator Creighton moved that Senate Rules 110, 13, and 36 and Section 5 of Article III of the State Constitution be suspended and that C. S. B. No. 36 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—25

Aikin	Cole
Bates	Connally
Bernal	Creighton
Berry	Grover
Bridges	Hall
Brooks	Harrington

Harris	Patman
Hazlewood	Ratliff
Herring	Schwartz
Hightower	Snelson
Jordan	Strong
Kennard	Watson
Moore	

Nays—3

Mauzy	Word
McKool	

Absent—Excused

Blanchard	Wilson
Christie	

The President Pro Tempore laid before the Senate on its second reading and passage to engrossment:

C. S. S. B. No. 36, A bill to be entitled "An Act validating charters, charter amendments, proceedings under same, and bonds of certain home-rule cities, validating the original boundary lines and subsequent extensions thereof; providing that in certain multiple annexations, proceedings prior in time shall prevail despite irregularities validated; validating governmental proceedings; providing certain limitations as to the application of the Act; providing a saving clause; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Record of Vote

Senator Mauzy asked to be recorded as voting "Nay" on the passage of the bill to engrossment.

Committee Substitute
Senate Bill 36 on Third Reading

Senator Creighton moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that C. S. S. B. No. 36 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—25

Aikin	Connally
Bates	Creighton
Bernal	Grover
Berry	Hall
Bridges	Harrington
Brooks	Harris
Cole	Hazlewood

Herring	Ratliff
Hightower	Schwartz
Jordan	Snelson
Kennard	Strong
Moore	Watson
Patman	

Nays—3

Mauzy	Word
McKool	

Absent—Excused

Blanchard	Wilson
Christie	

The President Pro Tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—25

Aikin	Hazlewood
Bates	Herring
Bernal	Hightower
Berry	Jordan
Bridges	Kennard
Brooks	Moore
Cole	Patman
Connally	Ratliff
Creighton	Schwartz
Grover	Snelson
Hall	Strong
Harrington	Watson
Harris	

Nays—3

Mauzy	Word
McKool	

Absent—Excused

Blanchard	Wilson
Christie	

Report of Standing Committee

Senator Hall, by unanimous consent, submitted the following report:

Austin, Texas,
February 24, 1969.

Hon. Ben Barnes, President of the Senate:

Sir: We, your Committee on County, District and Urban Affairs, to which was referred H. B. No. 20, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

HALL, Chairman
WORD
CONNALLY

House Bill 20 Ordered Not Printed

On motion of Senator Hightower and by unanimous consent H. B. No. 20 was ordered not printed.

Message From the House

Hall of the House of Representatives.
Austin, Texas,
February 24, 1969,

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. C. R. No. 19, Congratulating Miss Barbara Specht on her election as National Centennial Football Queen and inviting her to appear before both Houses of the Legislature.

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Senate Bill 220 on Second Reading

Senator Herring moved that Senate Rules 110, 13, and 36 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 220 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—28

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Bridges	Mauzy
Brooks	McKool
Cole	Moore
Connally	Patman
Creighton	Ratliff
Grover	Schwartz
Hall	Snelson
Harrington	Strong
Harris	Watson
Hazlewood	Word

Absent—Excused

Blanchard	Wilson
Christie	

The President Pro Tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 220, A bill to be entitled "An Act making an emergency appropriation pursuant to the provisions of

Article 7, Section 17, of the State Constitution, to Southwest Texas State College, to replace property lost by fire; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 220 on Third Reading

Senator Herring moved that Senate Rule 30 and the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 220 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Bridges	Mauzy
Brooks	McKool
Cole	Moore
Connally	Patman
Creighton	Ratliff
Grover	Schwartz
Hall	Snelson
Harrington	Strong
Harris	Watson
Hazlewood	Word

Absent—Excused

Blanchard	Wilson
Christie	

The President Pro Tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Bridges	Mauzy
Brooks	McKool
Cole	Moore
Connally	Patman
Creighton	Ratliff
Grover	Schwartz
Hall	Snelson
Harrington	Strong
Harris	Watson
Hazlewood	Word

Absent—Excused

Blanchard	Wilson
Christie	

Senate Resolution 200

Senator Moore offered the following resolution:

Whereas, The Senate of the 61st Legislature today wishes to congratulate a distinguished and beloved citizen of La Grange, Mrs. Frances Carby Balko; and

Whereas, This lovely lady will celebrate her 100th birthday on February 24, 1969, and should be appropriately honored on this momentous occasion, as she marks a full century of useful citizenship; and

Whereas, Mrs. Balko was born in the community of Black Jack, near La Grange, in Fayette County, and she has remained in this area most of her lifetime. In 1893 she married Christopher John Balko, and they were the parents of seven children, five of whom are still living; Mrs. Balko also enjoys the love and companionship of her 12 grandchildren, 32 great-grandchildren, and three great great-grandchildren; and

Whereas, This gracious lady is an alert and high-spirited individual who has enjoyed a rich and rewarding life, and the Senate of the State of Texas wishes to offer her sincere good wishes on her 100th birthday; now, therefore, be it

Resolved, That an official copy of this Resolution, under the Seal of the Senate, be prepared for Mrs. Frances Carby Balko as a token of appreciation for her distinguished life and a memento of her 100th birthday.

The resolution was read and was adopted.

House Bill 20 on Second Reading

Senator Hightower moved that Senate Rules 13, 30, 110, and 36 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 20 be placed on its second reading and passage to third reading and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Cole
Bates	Connally
Bernal	Creighton
Berry	Grover
Bridges	Hall
Brooks	Harrington

Harris	Moore
Hazlewood	Patman
Herring	Ratliff
Hightower	Schwartz
Jordan	Snelson
Kennard	Strong
Mauzy	Watson
McKool	Word

Absent—Excused

Blanchard	Wilson
Christie	

The President Pro Tempore then laid before the Senate on its second reading and passage to third reading the following bill:

H. B. No. 20, A bill to be entitled "An Act relating to the dissolution of the Earth-Springle Hospital District; adding a new Section 16A to Chapter 134, Acts of the 60th Legislature, Regular Session, 1967 (Article 4494q, Vernon's Texas Civil Statutes); and declaring an emergency."

The bill was read the second time and was passed to third reading.

House Bill 20 on Third Reading

The Constitutional Rule requiring bills to be read on three several days having been suspended the President Pro Tempore laid H. B. No. 20 before the Senate on its third reading and final passage.

The bill was read the third time and was passed by the following vote:

Yeas—28

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Bridges	Mauzy
Brooks	McKool
Cole	Moore
Connally	Patman
Creighton	Ratliff
Grover	Schwartz
Hall	Snelson
Harrington	Strong
Harris	Watson
Hazlewood	Word

Absent—Excused

Blanchard	Wilson
Christie	

Senate Resolution 201

Senator Connally offered the following resolution:

Whereas, The Texas Senate is honored today to recognize the birthday of the charming Marie Harrington, wife of our fellow Member, Senator D. Roy Harrington; and

Whereas, Marie is always gracious, generous of her time and self, and is an outstanding example of motherhood, she is most certainly deserving of this tribute and of our pride and admiration; and

Whereas, Marie Harrington shares with her husband the responsibilities of a life of public service, and has evidenced such devotion to her husband and family as to be the envy of all who know her; now, therefore, be it

Resolved, That the Texas Senate of the 61st Legislature deems it a privilege and a pleasure to congratulate Marie Harrington on her birthday, and it does so with every wish for her unlimited happiness in all the good years to come.

The resolution was read and was adopted.

Senate Resolution 202

Senator Strong offered the following resolution:

Whereas, The genius of our society resides in the dream that every father can have that his son achieve greatness and in the hope, that every person of any age can nurture, that opportunities exist for the full utilization of his talents and ability; and

Whereas, The fathers and the youth of Texas have a living example that hard work, talent, ability, desire and integrity can foster ascendancy toward the fruition of the innermost dreams of the individual in the life and achievements of Lieutenant Governor Ben Barnes; and

Whereas, His illness causes us to take pause and reflect upon the importance of our station and our very existence and to realize the full scope of contribution which only very few gifted and dedicated individuals, such as our esteemed Lieutenant Governor, offer to our society; and

Whereas, The Members of the Texas Senate wish on behalf of all the people of Texas to express best wishes and Godspeed for the complete and quick recovery of Lieutenant Governor Barnes; now, therefore, be it

Resolved, By the Texas Senate, 61st Regular Session, that the Members of the Senate express to Lieu-

tenant Governor Barnes, on behalf of all the citizens of Texas, their felicitations and anticipation of an expeditious return to his duties.

STRONG

Signed—Aikin, Bates, Bernal, Berry, Blanchard, Bridges, Brooks, Christie, Cole, Connally, Creighton, Grover, Hall, Harrington, Harris, Hazlewood, Herring, Hightower, Jordan, Kennard, Mauzy, McKool, Moore, Patman, Ratliff, Schwartz, Snelson, Watson, Wilson and Word.

The resolution was read.

On motion of Senator Moore, and by unanimous consent, the names of the Senators were added to the resolution as signers thereof.

On motion of Senator Strong, and by unanimous consent, the resolution was considered immediately and was adopted.

Committee Substitute Senate Bill 110 on Second Reading

Senator Cole moved that Senate Rules 110, 13, and 36 and Section 5 of Article III of the State Constitution be suspended and that C. S. S. B. No. 110 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—25

Bates	Jordan
Bernal	Kennard
Berry	Mauzy
Bridges	McKool
Brooks	Moore
Cole	Patman
Connally	Ratliff
Creighton	Schwartz
Grover	Snelson
Hall	Strong
Harrington	Watson
Hazlewood	Word
Hightower	

Nays—3

Aikin	Herring
Harris	

Absent—Excused

Blanchard	Wilson
Christie	

The President Pro Tempore laid before the Senate on its second reading and passage to engrossment:

C. S. S. B. No. 110, A bill to be entitled "An Act creating a Commission for Rehabilitation and prescribing its powers, duties, functions, financing and procedures; repealing Chapter 23, Acts of the 41st Legislature, 1st Called Session, 1929, as amended (Article 2675-1, Vernon's Texas Civil Statutes); and declaring an emergency."

The bill was read second time.

Question, Shall C. S. S. B. No. 110, be passed to engrossment?

Senate Bill 238 on Second Reading

Senator Bridges moved that Senate Rules 110, 13, and 36 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 238 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—28

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Bridges	Mauzy
Brooks	McKool
Cole	Moore
Connally	Patman
Creighton	Ratliff
Grover	Schwartz
Hall	Snelson
Harrington	Strong
Harris	Watson
Hazlewood	Word

Absent—Excused

Blanchard	Wilson
Christie	

The President Pro Tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 238, A bill to be entitled "An Act changing the name of the Corpus Christi State School to the Bruce Reagan State School; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 238 on Third Reading

Senator Bridges moved that Senate Rule 30 and the constitutional rule requiring bills to be read on three several days be suspended and

that S. B. No. 238 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Bridges	Mauzy
Brooks	McKool
Cole	Moore
Connally	Patman
Creighton	Ratliff
Grover	Schwartz
Hall	Snelson
Harrington	Strong
Harris	Watson
Hazlewood	Word

Absent—Excused

Blanchard	Wilson
Christie	

The President Pro Tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Memorial Resolutions

S. R. No. 185—By Senator Watson: Memorial resolution for Loy W. Hartsfield.

S. R. No. 186—By Senator Watson: Memorial resolution for Staff Sergeant Tommie Joe Clark.

S. R. No. 187—By Senator Watson: Memorial resolution for Mrs. G. H. Zimmerman.

Welcome and Congratulatory Resolutions

S. R. No. 189—By Senator Watson: Extending welcome to Dr. and Mrs. Robert S. Elker, et al.

S. R. No. 190—By Senator Herring: Extending welcome to teacher

and students of sixth grade of St. Elmo Elementary School of Austin.

S. R. No. 191—By Senator Herring: Extending welcome to teachers and students of second and third grades of Dill Elementary School of Austin.

S. R. No. 192—By Senator Hall: Extending welcome to J. C. Loftis, Jr. of Plano.

S. R. No. 193—By Senator Hall: Extending welcome to Rufus Rupard of Garland.

S. R. No. 194—By Senator Hall: Extending welcome to James Sides of Plano.

S. R. No. 195—By Senator Hall: Extending welcome to Harry G. Rowlinson of Plano.

S. R. No. 196—By Senator Hall: Extending welcome to Norman Groves of Garland.

S. R. No. 197—By Senator Hall: Extending welcome to Ken Lambert of Plano.

S. R. No. 198—By Senator Hall: Extending welcome to Robert E. Young of Garland.

S. R. No. 199—By Senator Hall: Extending welcome of G. W. (Dub) Range of Garland.

Adjournment

On motion of Senator Aikin the Senate at 12:07 o'clock p.m. adjourned until 11:00 o'clock a.m. tomorrow.

APPENDIX

Sent to Governor

February 24, 1969

S. B. No. 20

In Memory of
Dr. Andrew Forest Muir

Senator Jordan offered the following resolution:

(Senate Concurrent Resolution 22)

Whereas, On February 3, 1969, the State of Texas lost an outstanding historian, and foremost authority of Texas history with the death of Doctor Andrew Forest Muir; and

Whereas, He was a fourth generation Houstonian, born in that city in 1916, son of J. B. Muir and Annie Jane Ewing Muir; and

Whereas, He earned his bachelor's degree from Rice University in 1938, his master's there in 1942, and completed studies in United States history, modern European history and American literature at the University of Texas in 1949; and

Whereas, He was master in history at Iolani School, Honolulu, in 1946-47; instructor in history and English at Schofield Junior College, 1947-48; educational adviser to the U. S. Army Education Center, Schofield Barracks, Hawaii, 1948-49; assistant professor of history at Daniel Baker College, Brownwood, 1951-53; teacher at the Polytechnic Institute in Puerto Rico, 1953-57; and

Whereas, After becoming a Guggenheim Fellow in 1957, he returned to Rice University, first as lecturer, then as associate professor, and since 1965 as full professor; and

Whereas, He gave his time and interest as courteously to freshman students as to his graduate scholars, thus inspiring standards of excellence in scholarship and devotion to historical research, even while continuing his own search for knowledge; and

Whereas, He was recognized as the leading authority on William Marsh Rice, and was a key figure in the lawsuit filed by Rice University to open the way for integration of the student body and the charging of tuition, his testimony making a great contribution to the court's favorable decision; and

Whereas, He was a former associate editor of the Journal of Southern History, and responsible for bringing to the Fondren Library of Houston several major collections of books and papers; and

Whereas, He is survived by three brothers, Lawrence Windham Muir of Austin, Samuel Ewing Muir of Enid, Oklahoma, and William J. Muir of Houston; and

Whereas, It is the desire of the 61st Legislature of the State of Texas to recognize this outstanding authority on Texas history and to pay tribute to the life of Doctor Andrew Forest Muir; now, therefore, be it

Resolved, That by this Resolution the Senate of Texas, The House of Representatives concurring, That the Texas Legislature show honor and respect to the memory of this beloved man, and extend sympathy on their great loss to his family and friends; and be it further

Resolved, That official copies of this Resolution be prepared for the members of his family and his colleagues at Rice University, and that when the Legislature adjourns this day, it do so in memory of Doctor Andrew Forest Muir.

JORDAN

Signed—Lieutenant Governor Ben Barnes; Aikin, Bates, Bernal, Berry, Blanchard, Bridges, Brooks, Christie, Cole, Connally, Creighton, Grover, Hall, Harrington, Harris, Hazlewood, Herring, Hightower, Kennard, Mauzy, McKool, Moore, Patman, Ratliff, Schwartz, Snelson, Strong, Watson, Wilson, Word.

The resolution was read.

On motion of Senator Cole, and by unanimous consent, the names of the Lieutenant Governor and Senators were added to the resolution as signers thereof.

On motion of Senator Jordan, and by unanimous consent, the resolution was considered immediately and was adopted by a rising vote of the Senate.